

After considering Motion and Plaintiffs' Response, the Court grants the Motion, provided Defendants may not add any additional parties through such counterclaim. Counterclaim must be filed and served within 7 days of entry of this Order.



**IT IS HEREBY ADJUDGED and DECREED that the below described is SO ORDERED.**

**Dated: October 22, 2012.**

*H. Mott*

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF TEXAS  
EL PASO DIVISION  
**CHRISTOPHER MOTT**  
UNITED STATES BANKRUPTCY JUDGE

**IN RE:  
DHC REALTY, LLC.,  
Debtor.**

**DHC REALTY, LLC. CHOWAIKI  
HOLDINGS, LLC, EL PASO DHC  
ENTERPRISES, LLC., EL PASO DHC  
ENTERPRISES FAR EAST, LLC., EL  
PASO DHC ENTERPRISES WEST, LLC.,  
AND DAVID CHOWAIKI  
Plaintiffs,**

**v.**

**ARMANDO ARMENDARIZ, YVETTE  
ARMENDARIZ, AND HECTOR  
ARMENDARIZ,  
Defendants,**

**ARMANDO ARMENDARIZ AND  
YVETTE ARMENDARIZ,  
Counter-Plaintiffs,**

**v.**

**DHC REALTY, LLC., CHOWAIKI  
HOLDINGS, LLC., EL PASO DHC  
ENTERPRISES, LLC., EL PASO DHC  
ENTERPRISES FAR EAST, LLC., EL  
PASO DHC ENTERPRISES WEST, LLC.,  
DAVID CHOWAIKI, AND HILEL  
CHOWAIKI,  
Counter-Defendants,**

**Case No: 11-30977**

**CHAPTER 11**

**Adversary No. 12-3012**

**ORDER GRANTING MOTION FOR LEAVE TO LATE FILE COUNTERCLAIM OF  
DEFENDANTS ARMANDO ARMENDARIZ AND YVETTE ARMENDARIZ, Page - 1**

**ORDER GRANTING MOTION FOR LEAVE TO FILE LATE FILED**  
**COUNTERCLAIM OF DEFENDANTS ARMANDO ARMENDARIZ**  
**AND YVETTE ARMENDARIZ**

On this date came on to be considered the Motion for Leave to File Late Filed  
Counterclaim of Defendants Armando Armendariz and Yvette Armendariz and the Court being  
of the opinion that said Motion is well taken, will approve said Motion. **IT IS THEREFORE,**  
**ORDERED** that the Defendants/Counter-Plaintiffs' are allowed to late file the  
Counterclaim of Defendants Armando Armendariz and Yvette Armendariz.

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The Order Was Prepared and Submitted By:  
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## Notice Pg 3 of 4

United States Bankruptcy Court  
Western District of TexasDHC Realty, LLC,  
Plaintiff  
  
Armendariz,  
Defendant

Adv. Proc. No. 12-03012-hcm

**CERTIFICATE OF NOTICE**

District/off: 0542-3

User: hilliardj  
Form ID: pdfintpPage 1 of 2  
Total Noticed: 11

Date Rcvd: Oct 22, 2012

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Oct 24, 2012.

dft	+Armando Armendariz, 11316 Lindenwood Avenue, El Paso, TX 79936-2414
pla	+Chowaiki Holdings, LLC, 301 Williams, El Paso, TX 79901-1813
pla	+DHC Realty, LLC, 301 Williams, El Paso, TX 79901-1813
pla	+David Chowaiki, 301 Williams, El Paso, TX 79901-1813
pla	+El Paso DHC Enterprises Far East, LLC, 301 Williams, El Paso, TX 79901-1813
pla	+El Paso DHC Enterprises West, LLC, 301 Williams, El Paso, TX 79901-1813
pla	+El Paso DHC Enterprises, LLC, 301 Williams, El Paso, TX 79901-1813
dft	+Hector Armendariz, 14201 Desert Sage, Horizon City, TX 79928-6446
dft	+Yvette Armendariz, 11316 Lindenwood Avenue, El Paso, TX 79936-2414

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

ust	E-mail/Text: USTPRegion07.sn.bnc@usdoj.gov Oct 23 2012 00:28:28	United States Trustee - EP12,
	U.S. Trustee's Office, 615 E. Houston, Suite 533, P.O. Box 1539,	
	San Antonio, TX 78295-1539	
intp	+E-mail/Text: ustpreion07.au.ecf@usdoj.gov Oct 23 2012 00:30:05	Valerie Wenger,
	Office of the U.S. Trustee, 903 San Jacinto Blvd., Suite 230,	Austin, TX 78701-2450
		TOTAL: 2

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

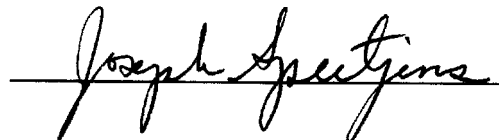
NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.****Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Oct 24, 2012

Signature:



12-03012-hcm Doc#28 Filed 10/24/12 Entered 10/25/12 00:07:23 Imaged Certificate of  
Notice Pg 4 of 4

District/off: 0542-3

User: hilliardj  
Form ID: pdfintp

Page 2 of 2  
Total Noticed: 11

Date Rcvd: Oct 22, 2012

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email)  
system on October 22, 2012 at the address(es) listed below:

Corey W. Haugland on behalf of Plaintiff Chowaiki Holdings, LLC chaugland@jghpc.com  
Sidney J. Diamond on behalf of Defendant Armando Armendariz usbc@sidneydiamond.com

TOTAL: 2